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KANDY KISS OF CALIFORNIA, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BISCOTTI, INC.,

Plaintiff,

vs.

KANDY KISS OF CALIFORNIA, INC., et al.,

Defendant.

No. 3:07-cv-03681-VRW

**STIPULATION OF DISMISSAL AND
ORDER THEREON**

IT IS HEREBY STIPULATED, Plaintiff Biscotti, Inc. and Defendant Kandy Kiss of California, Inc., by their respective counsel, having reached a mutually agreeable settlement, that Case No. 3:07-cv-03681-VRW be and hereby is dismissed without prejudice pursuant to Federal Rule of Civil Procedure 41(a)(1).

1 IT IS SO STIPULATED.

2
3 Dated: 6/26/2008

Dated: 6/26/2008

4 /s/
5 Rosalyn Mitchell Esq.
6 Nixon Peabody, LLP
Counsel for Plaintiffs

/s/
Mark D. Brutzkus Esq.
Ezra, Brutzkus & Gubner, LLP
Counsel for Defendants

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8 THE FOREGOING STIPULATION IS APPROVED AND IS SO ORDERED.

9 Dated:

United States District Court Judge